

1 UNITED STATES DISTRICT COURT
2 DISTRICT OF NEVADA

3 United States of America,
4 Respondent-Plaintiff,
5 V.
6 Brian Fierro,
7 Petitioner-Defendant.
8

Case No. 2:09-cr-00240-KJD-PAL-1
Findings of Fact and Order

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10 **FINDINGS OF FACT**

11 Based on the pending Stipulation of counsel, and good cause appearing
12 therefore, the Court finds that:

13 1. Counsel for the Petitioner needs additional time to adequately
14 prepare the supplemental brief requested of the parties by the Court.

15 2. Counsel for Petitioner needs additional time, pursuant to this
16 Court's General Order 2019-06 (D. Nev. Sept. 27, 2019), to seek to amend
17 Petitioner's pending 28 U.S.C. § 2255 motion relative to claims he may under
18 *Rehaif v. United States*, 139 S. Ct. 2191 (2019). Judicial efficiency would be
19 served by considering the supplemental brief in conjunction with any amended
20 petition that may be filed.

21 2. The parties agree to the continuance of the supplemental briefing
22 deadlines set forth herein.

23 3. This is the first stipulation to continue the supplemental briefing
24 deadlines.
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Dated: October 22, 2019.


UNITED STATES DISTRICT JUDGE